

IN RE UNITED STATES PATENT APPLICATION NO: 09/642,749TRANSMITTAL COVER LETTER FOR FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES TO: Examiner Lu (@SCAN CENTER)

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CLIENT NO. 003602.0009 DOCKET NOS. VPI/97-104 CONCERTIFICATION OF FACSIMILE TRANSMISSION

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Lillian Garcia 8/3/04
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Attorney Docket No. VPI/97-104 CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Michael Shin-San Su et al.
Application No. : 09/642,749
Confirmation No. : 1079
Filed : August 18, 2000
Group Art Unit : 1634
Examiner : Frank W. Lu
For : METHODS FOR DESIGNING INHIBITORS OF
SERINE/THREONINE KINASES AND TYROSINE
KINASES

New York, New York
July 14, 2004

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith is: [X] a Supplemental Response and Amendment, and
[X] a Petition Under C.F.R. § 1.136(a) for Extension of Time (in duplicate); to be filed in the
above-identified patent.

FEE FOR ADDITIONAL CLAIMS

[X] A fee for additional claims is not required.

☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	2 - 20 =	0 X	\$ 18	= \$ 0.00
INDEPENDENT CLAIMS	1 - 3 =	0 X	\$ 86	= \$ 0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM		+	\$290	= \$ 0.00
TOTAL <u>\$ 0.00</u>				

☐ A check in the amount of \$___ in payment of the filing fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

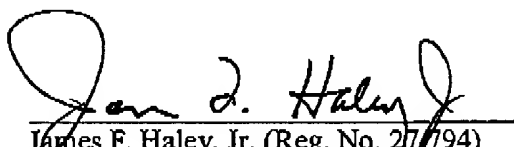
EXTENSION FEE

☒ The following extension is applicable to the Response filed herewith; ☐ \$110.00 extension fee for response within first month

pursuant to 37 C.F.R. § 1.136(a); ☐ \$420.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); ☐ \$950.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,480.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); ☒ \$2,010.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).

- ☐ A check in the amount of ☐ \$110.00; ☐ \$420.00; ☐ \$950.00; ☐ \$1,480.00; ☐ \$2,010.00 in payment of the extension fee is transmitted herewith.
- ☒ The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.
- ☒ Please charge the ☐ \$110.00; ☐ \$420.00; ☐ \$950.00; ☐ \$1,480.00; ☒ \$2,010.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,


James F. Haley, Jr. (Reg. No. 27794)
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INDEPENDENT CLAIMS	1 -	3 =	0 X \$ 86	= \$ 0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM			+ \$ 290	= \$ 0.00
TOTAL <u>\$ 0.00</u>				

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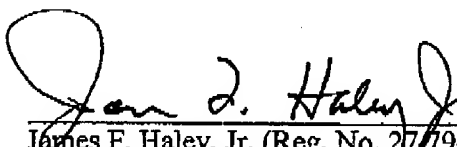
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Respectfully submitted,


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New York, New York
July 14, 2004Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450SUPPLEMENTAL RESPONSE AND AMENDMENT

Sir:

This amendment supplements the December 15, 2003 Response to the July 14, 2003 Final Office Action filed, but not entered, in the above-identified application.

A Notice of Appeal was filed with the December 15, 2003 Response.

Applicants have petitioned concurrently herewith to extend the time for filing an Appeal Brief or other paper, due without extension two (2) months, after the Notice of Appeal, by five (5) months, up to and including July 15, 2004, and have paid the required fee [37

Appl. No. 09/642,747
Suppl. Response and Amendment dated July 14, 2004

C.F.R. §§ 1.136(a) and 1.17(a)(5)]. This Supplemental Response and Amendment is therefore timely filed.

Applicants thank Examiners Forman and Lu for their explanations of the pending rejections and suggestions during the June 30, 2004 telephonic interview with applicants' attorney. Consistent with the discussions during the telephonic interview, applicants file this Supplemental Response and Amendment to address the issues raised in the March 1, 2004 Advisory Action (hereinafter "Advisory Action"). The Examiner indicated during the interview that he would be willing to consider such Supplemental Amendment, even after Final.

Applicants make the following claim amendments - - claims 11 and 12 are combined, omitting the functional language which is no longer required because the claims are directed to specific sequences; the dependency of claim 13 is changed; and claims 10 and 23 are cancelled, without prejudice. All of these amendments were discussed during the interview. The specific amendments to claim 11 were also discussed with Examiner Lu on July 13-14, 2004.

These amendments obviate all of the pending rejections and place this application in condition for allowance. They do not introduce any new matter. In addition, none of the amendments raises new issues that would require further examination or search. In view of these amendments, applicants request that this application be allowed with two claims, amended claims 11 and 13.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper. Because the December 15, 2003 Response to the July 14, 2003 Final Office

Appl. No. 09/642,749

Suppl. Response and Amendment dated July 14, 2004

Action was not entered, these amendments refer to the claims as they were pending

before the December 15, 2003 Response.

Remarks begin on page 5 of this paper.